

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

KATHLEEN STONE

Plaintiffs,

v.

PRESIDENT AND FELLOWS OF
HARVARD COLLEGE, and JOHN AND
JANE DOES 1-50,

Defendants.

Civil Action No. 24-cv-11897-JCB

**PRESIDENT AND FELLOWS OF HARVARD COLLEGE'S
MOTION TO DISMISS**

Pursuant to Fed. R. Civ. P. 12(b)(6) and Local Rule 7.1(b), Defendant President and Fellows of Harvard College (“Harvard”) hereby moves for an order dismissing Counts I, II, and V of the Complaint (the Complaint”) filed by Plaintiff Kathleen Stone (“Stone”) in the above-captioned matter in their entirety and partially dismissing Counts III and IV of the Complaint to the extent they are time-barred.

In support of this motion, Harvard states that Stone has failed to state a claim upon which relief can be granted. In further support of this motion, Harvard submits the accompanying Memorandum of Law.

WHEREFORE, Defendant Harvard respectfully requests that this Court grant this Motion to Dismiss.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), Defendant respectfully requests to be heard at oral argument on their motion to dismiss.

Respectfully submitted on this 7th day of October 2024.

PRESIDENT AND FELLOWS OF HARVARD
COLLEGE

By its attorneys,

/s/ Madeleine K. Rodriguez

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LOCAL RULE 7.1 CERTIFICATION

Pursuant to Local Rule 7.1(a)(2), I hereby certify that counsel has conferred in a good faith effort to resolve or narrow the issues raised in this motion. Plaintiff opposes the relief requested in this motion.

/s/ Madeline K. Rodriguez
Madeline K. Rodriguez

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2024, the foregoing document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF), and paper copies will be sent via first class mail to those indicated as non-registered participants.

/s/ Madeline K. Rodriguez
Madeline K. Rodriguez